

08/23/04 #201006 SUMMER 8/31/04

135

**REQUEST FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
**Mail Stop RCE**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Application Number: 09/918,437	Confirmation Number: 4755
Filing Date: August 1, 2001	
First Named Inventor: Herfried LAMMER	
Group Art Unit: 3711	
Examiner: Raleigh W. CHIU	
Attorney Docket Number: 02418-0128-00000	
Attorney Customer Number: 22,852	

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**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

**1. Submission required under 37 C.F.R. § 1.114: Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, application must request non-entry of such amendment.**

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed:
- i. ☒ Preliminary Amendment / Response
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐

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**2. Miscellaneous**

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other \_\_\_\_\_

**3. Fees**

- a. ☒ The Director is hereby authorized to charge the above fees (\$770.00), or credit any overpayments, to Deposit Account **06-0916**.
- i. ☒ \$770.00 RCE fee required under 37 C.F.R. § 1.17(e) **08/25/2004 RMEBRAHT 00000049 060916 09918437**
- ii. ☐ Petition for extension of time for (\_\_\_\_ Months) \$\_\_\_\_ **01 FC:1801 770.00 DA**
- iii. ☐ Other:
- b. ☐ Check in the amount of \$\_\_\_\_ is enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed).

**Signature of Applicant, Attorney, or Agent Required**

Name: Andrew B. Schwaab	Reg. No.: 38,611
Signature: <i>Andrew B. Schwaab</i>	Date: August 20, 2004

**Certificate of Express Mailing**

I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, in an envelope addressed to Commissioner for Patents, MAIL STOP RCE, P.O. Box 1450, Alexandria, VA. 22313-1450 on August 20, 2004. Express Mail No.: EV 527339520 US

Name: Helen J. Spiegel	
Signature: <i>Helen J. Spiegel</i>	Date: August 20, 2004